

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare – Land Acquisition – Ananthapur District – Penukonda (V), & (M) – Acquisition of land to an extent of Ac. 5.00 Gts in Sy. No. 351-2, for providing house sites to the weaker section's people – Sanction of Rs 11,97,881/- - towards balance decretal charges, as ordered AS.No.2406/2001 in O.P.No. 34/97 – Orders – Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O. Rt. No. 841

Dated:12.10.2010.

Read the following:

1. From the District Collector, Ananthapur, Lr. Rc. No. G3/264/2009, Dated: 24/02/2010.
2. From the Commissioner of Social Welfare, AP., Hyderabad Lr.No. LA4/11164/2009, dt.04/03/2010.
3. From the CCLA, AP, Hyderabad, Lr. No. G4/486/2010,dated.26/04/2010.

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ORDER:-

In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad has stated that the LAO/RDO, Penukonda has acquired land to an extent of Ac.5.00 in Sy.351-2 situated at Penukonda Village & Mandal vide Award Proceedings No.2099/95/B, dated 05.8.1997 duly fixing the market value @Rs.60,000/- per acre. The awardees have received compensation under protest. On reference made u/s 18 of the LA Act the Court of Senior Civil Judge, Penukonda has enhanced the compensation from Rs.60,000/- to Rs.2,10,000/- per acre vide orders dated 10-4-2001 in OP.No. 34/97 on the file of Sr. Civil Court, Penukonda. The petitioner is entitled to Solatium at 30%, additional amount U/s 23(1A) of the Act at 12% from the date of Section 4(1) Notification i.e., 27.8.96 till the date of award i.e., 05.8.97 and interest @ 9% P.A, for the first Yr and 15% PA for subsequent years, from the date of taking possession till payment, on enhanced market value. Aggrieved by the orders of the Senior Civil Court, Penukonda the LAO/RDO Penukonda has filed an appeal before the Hon'ble High Court of Andhra Pradesh, Hyderabad. The Hon'ble High Court has dismissed the appeal vide orders dated 04-01-2007 in A.S.No.2406/2007 confirming the judgment of the lower court. The Govt. Pleader(Appeals), Hon'ble High Court has opined that it is not a fit case to file further appeal. The Sr. Civil Judge, Penukonda has issued warrant of attachment of the movable properties of Sub-Collector, Penukonda i.e., Vehicle, Bolero and Office furniture etc., fixing the date on 09.02.2010 for realization of decretal charges amount and that the case was posted on 11.3.2010 and the Asst. Government Pleader, Penukonda has informed that the amount would be deposited before the Court on that date. Accordingly, the District Collector, Ananthapur has submitted proposals along with calculation sheet and requested for sanction of Rs.11,90,150/- towards land acquired to an extent of Ac 5.00 cts in Sy No.351-2 of land situated at Penukonda V & Mandal of Ananthapur District, for providing house sites to the weaker section people.

2. The CCLA., AP., Hyderabad, after scrutiny of the proposal along with the calculation sheet furnished by the Collector, Ananthapur District has forwarded the same to the Government for sanction of an amount of Rs.11,97,881/- towards payment of decretal charges in respect of the land acquired to an extent of Ac 5.00 Gts in Sy No.351-2 of land situated at Penukonda V & Mandal of Ananthapur District, for providing house sites to the weaker section people.

3. After careful examination, Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release an amount of Rs. Rs.11,97,881/- (Rupees eleven lakhs ninety seven thousand eight hundred and eighty one only) to the District Collector, Ananthapur towards payment of decretal charges, as per the orders of Hon'ble High Court dated 04.01.2007 in AS.No.2406/2001 in OP.No.34/97 in respect of the land acquired to an extent of Ac 5.00 Gts in Sy No.351-2 of land situated at Penukonda V & Mandal of Ananthapur District, for providing of house sites to the weaker section's people.

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4. The amount of expenditure sanctioned in para (3) above shall be met within the B.E. 2010-11 and debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections in Indiramma Programme - 310/312 – other Grants-in-Aid” .

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Ananthapur to comply with the Court orders.

6. The District Collector, Ananthapur shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions issued vide U.O.Note No.12869/196/ A1/Esp.SW/2009, dated.22.05.2009 and U.O. No. 15926/256/A1/1/ Expr.SW/09, dated.17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner of Social Welfare, A.P., Hyderabad.

The Chief Commissioner of Land Administration, AP, Hyderabad.

The District Collector, Ananthapur District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.

The Accountant General, A.P., Hyderabad

The District Treasury Officer, Ananthapur District.

Finance (Exp.SW/BG) Department.

SF/SC

//Forwarded by Order//

Section Officer